

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Anna Vaysman	Team: Team # 4	CCRB Case #: 201110410	<input type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Wednesday, 08/10/2011 8:45 PM	Location of Incident: East 184th Street and Morris Avenue	Precinct: 46	18 Mo. SOL 2/10/2013	EO SOL 2/10/2013	
Date/Time CV Reported Thu, 08/11/2011 11:54 AM	CV Reported At: CCRB	How CV Reported: Call Processing System	Date/Time Received at CCRB Thu, 08/11/2011 11:54 AM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Kevin Martin	24921	941068	046 PCT
2. Officers			

Officer(s)	Allegation	Investigator Recommendation
A.POM Kevin Martin	Abuse: PO Kevin Martin stopped § 87(2)(b)	
B. Officers	Abuse: Officers stopped § 87(2)(b)	
C. Officers	Abuse: Officers searched § 87(2)(b)	
D. Officers	Discourtesy: Officers spoke obscenely to § 87(2)(b)	
E. Officers	Abuse: Officers refused to provide their names and shield numbers to § 87(2)(b)	

### Case Summary

On August 11, 2011, § 87(2)(b) filed a complaint with the Civilian Complaint Review Board (CCRB), via the Call Processing System. On August 10, 2011, at approximately 8:45 p.m., in the vicinity of East 184<sup>th</sup> Street and Morris Avenue in the Bronx, § 87(2)(b) was stopped by four uniformed officers driving an unmarked black van. § 87(2)(b) identified one of the officers as PO Kevin Martin of the 46<sup>th</sup> Precinct, whom he described as a white male in uniform, about 6'2" tall and 195 pounds. The officers grabbed § 87(2)(b) by his arm and searched him. § 87(2)(b) requested the officers' names and shield numbers, but they would not provide the information to him. § 87(2)(b) stated that the officers used the words "fuck" and "motherfucker" in reference to him during the incident. § 87(2)(b) identified PO Martin by name as one of the officers who stopped him and PO Martin was confirmed by CTS as being assigned to the 46<sup>th</sup> Precinct. As such, allegation A is pleaded against him. Absent a formal statement from § 87(2)(b) the identities of the additional subject officers could not be confirmed. As such, allegations B, C, D and E are pleaded against "officers."

On September 13, 2011, contact was established with § 87(2)(b) via telephone, at which time he indicated that he was not interested in pursuing the complaint, as he did not think that anything would come of doing so. § 87(2)(b) confirmed that he was not influenced by anyone from the CCRB or the NYPD into withdrawing his complaint. § 87(2)(b) agreed to sign and return a complaint withdrawal statement, which will be added to the case file upon its receipt at the CCRB. § 87(2)(b)'s withdrawal was reviewed by Supervising Investigator Mildred Varela and found to comply with CCRB standards. § 87(2)(b), § 87(2)(g)

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Team: \_\_\_\_\_

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Investigator: \_\_\_\_\_  
Signature \_\_\_\_\_ Print \_\_\_\_\_ Date \_\_\_\_\_

Supervisor: \_\_\_\_\_  
Title/Signature \_\_\_\_\_ Print \_\_\_\_\_ Date \_\_\_\_\_

Reviewer: \_\_\_\_\_  
Title/Signature \_\_\_\_\_ Print \_\_\_\_\_ Date \_\_\_\_\_

Reviewer: \_\_\_\_\_  
Title/Signature \_\_\_\_\_ Print \_\_\_\_\_ Date \_\_\_\_\_